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(Original Signature of Member)

110TH CONGRESS
1ST SESSION

H. R. _____

To amend the Internal Revenue Code of 1986 to allow a credit for qualified expenditures paid or incurred to replace certain wood stoves.

IN THE HOUSE OF REPRESENTATIVES

Mr. GRAVES introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Internal Revenue Code of 1986 to allow a credit for qualified expenditures paid or incurred to replace certain wood stoves.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Clean Stove Act of
5 2007”.

1 **SEC. 2. CREDIT FOR REPLACEMENT WOOD-BURNING**
2 **STOVES MEETING ENVIRONMENTAL STAND-**
3 **ARDS.**

4 (a) **IN GENERAL.**—Subpart A of part IV of sub-
5 chapter A of chapter 1 of the Internal Revenue Code of
6 1986 (relating to nonrefundable personal credits) is
7 amended by inserting after section 25D the following new
8 section:

9 **“SEC. 25E. REPLACEMENT OF WOOD-BURNING STOVES.**

10 “(a) **ALLOWANCE OF CREDIT.**—In the case of an in-
11 dividual, there shall be allowed as a credit against the tax
12 imposed by this chapter for the taxable year an amount
13 equal to the qualified stove replacement expenditures paid
14 or incurred by taxpayer during the taxable year.

15 “(b) **LIMITATION.**—The amount of the credit under
16 subsection (a) with respect to the replacement of each non-
17 compliant wood stove shall not exceed \$500.

18 “(c) **QUALIFIED STOVE REPLACEMENT EXPENDI-**
19 **TURES.**—

20 “(1) **IN GENERAL.**—The term ‘qualified stove
21 replacement expenditures’ means an expenditure for
22 the purchase and installation of a compliant stove
23 which—

24 “(A) is installed in a dwelling unit located
25 in the United States, and

1 “(B) replaces a noncompliant wood stove
2 used in such dwelling unit.

3 Such term includes expenditures for labor costs
4 properly allocable to the onsite preparation, assem-
5 bly, or original installation of the compliant stove.

6 “(2) COMPLIANT STOVE.—The term ‘compliant
7 stove’ means a wood-burning stove or pellet stove
8 which meets the requirements set forth in the Stand-
9 ards of Performance for New Residential Wood
10 Heaters issued by the Environmental Protection
11 Agency.

12 “(3) NONCOMPLIANT WOOD STOVE.—The term
13 ‘noncompliant wood stove’ means any wood-burning
14 stove that is not a compliant stove.

15 “(d) JOINT OCCUPANCY, COOPERATIVE HOUSING
16 CORPORATIONS, AND WHEN EXPENDITURE MADE.—
17 Rules similar to the rules of paragraphs (4), (5), and (8)
18 of section 25D(e) shall apply for purposes of this section.

19 “(e) BASIS ADJUSTMENT.—For purposes of this sub-
20 title, if a credit is allowed under this section for any ex-
21 penditure with respect to any property, the increase in the
22 basis of such property which would (but for this sub-
23 section) result from such expenditure shall be reduced by
24 the amount of the credit so allowed.

1 “(f) TERMINATION.—This section shall not apply to
2 expenditures made after December 31, 2010.”.

3 (b) CONFORMING AMENDMENTS.—

4 (1) Subsection (a) of section 1016 of such Code
5 is amended by striking “and” at the end of para-
6 graph (36), by striking the period at the end of
7 paragraph (37) and inserting “, and” , and by add-
8 ing at the end the following new paragraph:

9 “(38) the case of property with respect to which
10 a credit has been allowed under 25E, to the extent
11 provided in section 25E(e).”.

12 (2) The table of sections for subpart A of part
13 IV of subchapter A of chapter 1 of such Code is
14 amended by inserting after the items relating to sec-
15 tion 25D the following new item:

“Sec. 25E. Replacement of wood-burning stoves.”

16 (c) EFFECTIVE DATE.—The amendments made by
17 this section shall apply to expenditures for stoves pur-
18 chased after the date of enactment of this Act.